NOTICE OF APPEAL TO U.S. COURT OF APPEALS, THIRD CIRCUIT

U.S. DISTRICT COURT: MIDDLE DISTRICT OF PENNSYLVANIA, HARRISBURG, PA.

U.S. TAX COURT [] CIRCUIT COURT

DOCKET NO.

(Leave Blank)

FULL CAPTION IN DISTRICT COURT AS FOLLOWS:

DISTRICT or

TYRONE J. SMITH TAX COURT

> DOCKET NO. 1:01-CR-0336-01

DISTRICT or TAX COURT

JUDGE Sylvia H. Rambo

Notice is hereby given that Tyrone Smith

appeals to the United States Court of Appeals for the Third Circuit from [X] Judgment

entered in this action on: July 28, 2005

DATED: August 2, 2005

Tyrone J. Smith, Pro-Se William Behe, AUSA 10924-067 U.S. Attorney's Office FCI Schuylkill 228 Walnut Street P.O. Box 759 Harrisburg, PA. 17101 717-221-4484 Minersville, PA. 17954

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> NOTE: USE ADDITIONAL SHEETS if all appellants and/or all counsel for appellees cannot be listed on the notice of appeal sheet.